

# Index

## Volume 7

### Titles of Articles / Intitules des Articles

DIVISION OF PENSIONS UNDER THE ONTARIO FAMILY ACT Neil Campbell	79
ONE IN TEN: THE STRUGGLE AND DISEMPOWERMENT OF THE BATTERED WOMEN'S MOVEMENT N. Zoe Hilton	313
THE POWER OF SOCIAL WORKERS Susan Burak	117
THE PRICES OF RIGHTS AND RESPONSIBILITIES Raymond R. Corrado and Alan Markwart	93
TAKING CHILDREN AND FACTS SERIOUSLY, PART I D. A. Rollie Thompson	11
TAKING CHILDREN AND FACTS SERIOUSLY, PART II D. A. Rollie Thompson	223

### Titles of Comments / Intitules des Commentaires

AN EXAMINATION OF CERTAIN "PRO-CHOICE" ABORTION ARGUMENTS Iain T. Benson	146
CAUSAL CONNECTION IN CONSTRUCTIVE TRUST AFTER <i>SOROCHAN V. SOROCHAN</i> Keith B. Farquhar	337
THE FAILURE OF THE LEGAL SYSTEM TO PROTECT THE ECONOMIC RIGHTS OF CHILDREN Nerys Blown and Susan Milliken	367
IS THERE A BOROWSKI CASE AFTER THE <i>MORGENTALER</i> DECISION? Sheilah L. Martin	131
THE NON HUMAN CHILD Sheila Grant	176
<i>R. v. MORGENTALER</i> : ACCESS TO ABORTION AND SECTION 7 OF THE CHARTER David MacAlister	166
SEXUALITY AND THE STATE: A COMMENT ON MORAL BOUNDARIES IN THE PHYSICAL REALM Neil T. Boyd	353

### Authors of Articles and Comments / Auteurs des Articles et Commentaires

BENSON, IAIN T.: An Examination of Certain "Pro-Choice" Abortion Arguments	146
BLOWN, NERYS & MILLIKEN, SUSAN: The Failure of the Legal System to Protect the Economic Rights of Children	367
BOYD, NEIL T.: Sexuality and the State: A Comment on Moral Boundaries in the Physical Realm	353
BURAK, SUSAN: The Power of Social Workers	117
CAMPBELL, NEIL: Division of Pensions Under the Ontario Family Act	79
CORRADO, RAYMOND R. & MARKWART, ALAN: The Prices of Rights and Responsibilities	93
FARQUHAR, KEITH B.: Causal Connection in Constructive Trust After <i>Sorochan v. Sorochan</i>	337
GRANT, SHEILA: The Non Human Child	176
HILTON, N. ZOE: One in Ten: The Struggle and Disempowerment of the Battered Women's Movement	313
MacALISTER, DAVID: <i>R. v. Morgentaler</i> : Access to Abortion and Section 7 of the Charter	166
MARTIN, SHEILAH L.: Is There a Borowski Case After the <i>Morgentaler</i> Decision?	131
THOMPSON, D. A. ROLLIE: Taking Children and Facts Seriously, Part I	11
Taking Children and Facts Seriously, Part II	223

### Review of Periodical Literature / Revue de Littérature Périodique

Bennett, Walter H.: A CRITIQUE OF THE EMERGING CONVENTION ON THE RIGHTS OF THE CHILD, Greg Lanning	394
Besta, Randall W. & Wintermute, Paul J.: YOUNG OFFENDERS IN ADULT COURT: ARE WE MOVING IN THE RIGHT DIRECTION?, Diana L. Dorey	385
Bissett-Johnson, Alastair & Cavett, Cynthia J.: THE LEGACY OF BABY M: DRAFTING AND CONTRACTUAL PROBLEMS, Diana L. Dorey	390
Bunyak, Jenae R.: BATTERED WIVES WHO KILL: CIVIL LIABILITY AND THE ADMISSIBILITY OF BATTERED WOMAN'S SYNDROME TESTIMONY, Mario Riedemann	189

- Charlow, Andrea: AWARDING CUSTODY: THE BEST INTERESTS OF THE CHILD AND OTHER FICTIONS, *Linda Dear* 186
- Conlon, Donald E.: THE MEDIATION-INTERVENTION DISCUSSION: TOWARD AN INTEGRATIVE PERSPECTIVE, *Cathy Bell* 392
- Duquette, Donald N. & Ramsay, Sarah H.: REPRESENTATION OF CHILDREN IN CHILD ABUSE AND NEGLECT CASES: AN EMPIRICAL LOOK AT WHAT CONSTITUTES EFFECTIVE REPRESENTATION, *Linda Dear* 183
- Gallagher, Janet: PRENATAL INVASIONS AND INTERVENTIONS: WHAT'S WRONG WITH FETAL RIGHTS, *Patricia Houlihan* 192
- Hutton, Mary Christine: CHILD SEXUAL ABUSE CASES: REESTABLISHING THE BALANCE WITHIN THE ADVERSARY SYSTEM, *Doug Bertz* 396
- Lyon, Robyn Marie: SPEAKING FOR A CHILD: THE ROLE OF INDEPENDENT COUNSEL FOR MINORS, *Doug Bertz* 383
- Mann, J. Terrell: MISREPRESENTATION OF STERILITY OR OF THE USE OF BIRTH CONTROL, *Kathleen Walker Kierans* 386
- Nadile, Vincent S.: PROMOTING THE INTEGRITY OF FOSTER FAMILY RELATIONSHIPS: NEEDED STATUTORY PROTECTIONS FOR FOSTER PARENTS, *Doug Bertz* 185
- Singer, Jana B. & Reynolds, William L.: A DISSENT ON JOINT CUSTODY, *Linda Dear* 388
- Spencer, J. R.: CHILD-WITNESSES AND VIDEO TECHNOLOGY: THOUGHTS FOR THE HOME OFFICE, *Ron Pelletier* 188
- Thompson, David: A CONSIDERATION OF THE MENTAL CAPACITY PROVISIONS OF THE MARRIAGE ACT IN VIEW OF THE CHARTER OF RIGHTS AND FREEDOMS AND *WEBB v. WEBB*, *Murielle Parent* 191

### Book Reviews / Revue des Livres

- Bates, Frank: AN INTRODUCTION TO FAMILY LAW, *Greg Lanning* 401
- Burrett, Jill F.: CHILD ACCESS AND MODERN FAMILY LAW, *Jodie Werier* 405
- Kieran, Sheila: THE FAMILY MATTERS: TWO CENTURIES OF FAMILY LAW AND LIFE IN ONTARIO, *Alexander J. Matejko* 399
- Klein, David A.: FAMILY LAW AWARDS IN CANADA, *Gerald Lecovin* 197
- Payne, Julien D.: SPOUSAL PROPERTY RIGHTS UNDER THE ONTARIO FAMILY LAW ACT, *Myles F. McLellan* 195
- Poirier, Donald; Goguen, Leonard; Leslie, Perry: EDUCATION RIGHTS OF EXCEPTIONAL CHILDREN IN CANADA, *Ron Pelletier* 403

## In the Family Courts / Le Cours de la Famille

### CANADIAN CHARTER OF RIGHTS AND FREEDOMS

Definition of "parent" in Ontario *Child and Family Services Act* offends section 15 of *Charter*.

C.E.S. AND J.M.S. v. CHILDREN'S AID SOCIETY (Ont. S.C.) 202

### CHILD PROTECTION

Allegation of sexual abuse—polygraph results held inadmissible in child protection proceedings.

CATHOLIC CHILDREN'S AID SOCIETY v. JANET S. AND ANGUS M. (Ont. Prov. Ct.) 211

### CUSTODY

Joint custody—Major decisions regarding child require consultation between both parents—Variation of custody—Relocation of custodial parent to another city for employment purposes not in best interest of the child.

SMITH v. SMITH (N.S. Fam. Ct.) 204

Application for custody by natural parents—Written agreement for temporary custody and blood relationship to child are not determinative factors in granting custody.

M.S. v. L.C. (Ont. Prov. Ct.) 208

### MAINTENANCE

Application for discharge of registration of support order in consideration of post-dated cheques granted—Court found it unlikely that applicant would default in his support obligations.

KUMAR v. KUMAR (Ont. S.C.) 201

### PRIVACY

Prohibition of publication of identities of parties to custody proceedings—statutory provision provides for both protection of privacy and freedom of the press.

CHILDREN'S AID SOCIETY v. V.L. (Ont. U.Fam.Ct.) 209

### PROPERTY

Waiver of interest in matrimonial home by wife—Application for equalization of net family property—Circumstances warranted equitable relief contemplated by constructive trust.

DUFF v. DUFF (Ont. S.C.) 205

